

IAP7 Rec'd PCT/PTO 14 JUL 2006

FORM PTO-1390 (Modified)  
U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  
(REV 12-2004)

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| <b>TRANSMITTAL LETTER TO THE UNITED STATES<br/>DESIGNATED/ELECTED OFFICE (DO/EO/US)<br/>CONCERNING A FILING UNDER 35 U.S.C. 371</b>   |  | ATTORNEY'S DOCKET NUMBER<br><b>040302-0562</b><br>U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)<br><b>10/579,908</b> |
| INTERNATIONAL APPLICATION NO.<br><b>PCT/JP2004/015661</b>   | INTERNATIONAL FILING DATE<br><b>10/15/2004</b> | PRIORITY DATE CLAIMED<br><b>11/19/2003</b>  |
| TITLE OF INVENTION<br><b>FUEL CELL SYSTEM</b>   |  |   |
| APPLICANT(S) FOR DO/EO/US<br><b>Fumio KAGAMI and Kazuya TAJIRI</b>  |  |   |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:   |  |   |
| 1. <input type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.   |  |   |
| 2. <input checked="" type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.  |  |   |
| 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. |  |   |
| 4. <input type="checkbox"/> The US has been elected (Article 31).   |  |   |
| 5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))  |  |   |
| <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).  |  |   |
| <input type="checkbox"/> has been communicated by the International Bureau.   |  |   |
| <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US)  |  |   |
| 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))   |  |   |
| <input type="checkbox"/> is attached hereto.  |  |   |
| <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).   |  |   |
| 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))  |  |   |
| <input type="checkbox"/> are attached hereto (required only if not transmitted by the International Bureau).  |  |   |
| <input type="checkbox"/> have been communicated by the International Bureau.  |  |   |
| <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.  |  |   |
| <input type="checkbox"/> have not been made and will not be made.   |  |   |
| 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).   |  |   |
| 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).   |  |   |
| 10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).                   |  |   |
| Items 11 to 20 below concern other document(s) or information included:   |  |   |
| 11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.  |  |   |
| 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.  |  |   |
| 13. <input type="checkbox"/> A preliminary amendment.   |  |   |
| 14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.   |  |   |
| 15. <input type="checkbox"/> A substitute specification.  |  |   |
| 16. <input type="checkbox"/> A power of attorney and/or change of address letter.   |  |   |
| 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 – 1.825  |  |   |
| 18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).  |  |   |
| 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).  |  |   |
| 20. <input type="checkbox"/> Other items or information:  |  |   |

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| U.S. APPLICATION NO. (If known, see 37 CFR. 1.5)<br>10/579,908  | INTERNATIONAL APPLICATION NO.<br>PCT/JP2004/015661 | ATTORNEY'S DOCKET NUMBER<br>040302-0562                                       |         |
| The following fees have been submitted:   |  |   |         |
| 21. <input checked="" type="checkbox"/> Basic national fee \$300  |  | \$ 0.00   |         |
| 22. <input checked="" type="checkbox"/> Examination fee<br>If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4)<br>\$100<br>All other situations \$200  |  | \$ 0.00   |         |
| 23. <input checked="" type="checkbox"/> Search fee<br>Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority<br>\$100<br>International Search Report prepared and provided to the Office \$400<br>All other situations \$500   |  | \$ 0.00   |         |
| <b>TOTAL OF ABOVE 21, 22 and 23 =</b>   |  | \$ 0.00   |         |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$ for each additional 50 sheets of paper or fraction thereof.   |  |   |         |
| Total Sheets  | Extra sheets                                       | Number of each additional 50 or fraction thereof (round up to a whole number) | RATE    |
| 26 - 100 = 0  | /50 = 0  | x \$250.00  | \$ 0.00 |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e))   |  | \$ 130.00   |         |
| CLAIMS  | NUMBER FILED                                       | NUMBER EXTRA  | RATE    |
| Total Claims  | 25 - 20 = 5  | x \$ 50.00  | \$ 0.00 |
| Independent Claims  | 3 - 3 = 0  | x \$ 200.00   | \$ 0.00 |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable)   |  | + \$ 360.00   | \$      |
| <b>TOTAL OF ABOVE CALCULATIONS =</b>  |  | \$ 130.00   |         |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½.  |  | + \$ 0.00   |         |
| <b>SUBTOTAL =</b>   |  | \$ 130.00   |         |
| Processing fee of 130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).   |  | \$  |         |
| <b>TOTAL NATIONAL FEE =</b>   |  | \$ 130.00   |         |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). 40.00 per property  |  | \$  |         |
| <b>TOTAL FEES ENCLOSED =</b>  |  | \$ 130.00   |         |
| 130.00 0P   |  | Amount to be refunded:<br>charged:  |         |
| a. <input type="checkbox"/> A check in the amount of _____ to cover the above fees is enclosed.<br>b. <input type="checkbox"/> Please charge my Deposit Account No. <u>19-0741</u> in the amount of _____ to cover the above fees.<br>A duplicate copy of this sheet is enclosed.<br>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>19-0741</u> . A duplicate copy of this sheet is enclosed.<br>d. <input checked="" type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. |  |   |         |
| NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.  |  |   |         |
| SEND ALL CORRESPONDENCE TO:   |  |   |         |
| Foley & Lardner LLP<br>Customer Number: 22428   |  |   |         |
| SIGNATURE<br><u>Glenn Law</u><br>NAME<br><u>34,371</u><br>REGISTRATION NUMBER   |  |   |         |